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CITY OF BURBANK, including the Police
Department of the City of Burbank

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF LOS ANGELES

OMAR RODRIGUEZ; CINDY GUILLEN-
GOMEZ; STEVE KARAGIOSIAN;
ELFEGO RODRIGUEZ; AND JAMAL
CHILDS,

Plaintiffs,

-VS-

BURBANK POLICE DEPARTMENT;
CITY OF BURBANK; TIM STEHR;
KERRY SCHILF; JAMIE "J.J." PUGLISI;
DAN YADON; KELLY FRANK; PAT
LYNCH; MIKE PARRINELLO; AARON
KENDRICK; DARIN RYBURN; AND
DOES 1 THROUGH 100, INCLUSIVE.

Defendants.

CASE NO: BC 414602

[Assigned to Hon. Joanne O'Donnell,
Dept. 37]

**DEFENDANTS' NOTICE OF
DEPOSITION OF PLAINTIFF'S
DESIGNATED EXPERT OLIVER
"LEE" DRUMMOND AND
DEMAND FOR PRODUCTION OF
DOCUMENTS AT DEPOSITION**

Date: April 18, 2011
Time: 10:00 a.m.
Place: BRGS

Action filed: May 28, 2009
Trial Date: April 25, 2011

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1 **TO PLAINTIFF CINDY GUILLEN-GOMEZ AND TO HER ATTORNEYS**
2 **OF RECORD:**

3 **PLEASE TAKE NOTICE** that pursuant to Code Civ. Proc. §§ 2025.010, *et seq.* and
4 2034.410 *et seq.*, Defendant CITY OF BURBANK (“Defendant”) will depose Plaintiff’s
5 designated expert witness as follows:

6 Oliver “Lee” Drummond April 18, 2011 at 10:00 a.m.

7 This deposition will take place at the law offices of Ballard Rosenberg Golper &
8 Savitt, LLP (“BRGS”), 500 North Brand Boulevard, Twentieth Floor, Glendale, California
9 90213 (818) 508-3700. An expert witness fee will be provided to the Deponent at the time
10 of the deposition. The deposition will be taken before a certified court reporter or other
11 notary public duly authorized by law to administer the oath. If the deposition is not
12 completed by April 18, 2011, it will be completed on a mutually agreeable subsequent date.

13 **PLEASE TAKE FURTHER NOTICE** that pursuant to *Code of Civil Procedure* §
14 2025.220(a)(5), Defendant may record the deposition testimony by videotape, in addition to
15 recording the testimony stenographically, and/or through the use of instant visual display of
16 the testimony. Defendant also reserves the right to use the video of the deposition testimony
17 at trial pursuant to *Code of Civil Procedure* § 2025.620.

18 **PLEASE TAKE FURTHER NOTICE** that at the time of deposition, the Deponent
19 will be required to produce the following writings, documents and/or things for inspection
20 and copying. Please take further notice that the originals of the documents requested to be
21 produced be made available for inspection at the deposition.

22 **DEFINITIONS**

23 The term “document” or “writing(s)” as used herein shall mean all documents as
24 defined in California Evidence Code Section 250, including, without limitation, tape or other
25 forms of audio, visual or audio/visual recordings, drawings, films, graphs, charts,
26 photographs, records, and any retrievable data, whether in computer storage, carded,
27 punched, taped or coded form, or stored electro-statically, electro-magnetically or otherwise.
28 Without limiting the generality of the foregoing, “document(s)” or “writing(s)” specifically

1 includes all contracts, agreements, forms, correspondence, letters, telegrams, telephone
2 messages, notices, notes, memoranda, records, reports, diaries, minutes, statements,
3 worksheets, summaries, books, journals, ledgers, audits, maps, diagrams, drafts, newspapers,
4 appointment books, desk calendars, notes or summaries of personal interviews or
5 conversations, messages (including, but not limited to, reports of telephone conversations and
6 conferences), acknowledgments, telexes, all other written or printed matter of any kind, all
7 other data compilations from which information can be obtained and translated if necessary,
8 all other tangible things. Every draft or nonidentical copy of a document is a separate
9 document, as the terms "document(s)" and "writing(s)" are used herein. As used herein the
10 terms "document(s)" or "writing(s)" shall also include any handwriting, typewriting, printing,
11 photostatic, photographing, and every other means of recording and upon any tangible thing
12 or any form of communication or representation, including letters, words, pictures, sounds
13 or symbols, or combinations thereof, and all other things which come within the definition
14 of "writing(s)" contained in Section 250 of the California Evidence Code.

15 DOCUMENT REQUESTS

16 The documents to be produced by the Deponent at the deposition shall include:

- 17 1. All reports, writings and other documents prepared by the deponent, or by any
18 other person at her direction, in the course of preparing an opinion in this case.
- 19 2. All reports, writings and other documents provided to the deponent by Plaintiff
20 Guillen-Gomez and/or her counsel to assist the deponent in preparing an opinion in this case.
- 21 3. All reports, writings and other documents provided to Plaintiff Guillen-Gomez
22 and/or her counsel by the deponent to assist the deponent in preparing an opinion in this case.
- 23 4. All reports, writings and other documents which were reviewed or consulted
24 by the deponent in connection with this case.
- 25 5. All reports, writings and other documents upon which the deponent has relied
26 in forming an opinion in connection with this case.
- 27 6. The deponent's notes and writings generated in connection with this case.

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7. All reports, writings and other documents which memorialize the terms upon which the deponent has been retained by Guillen-Gomez, either as a care provider, consultant or as an expert trial witness.

8. All time or billing records for the work performed or the costs incurred by the deponent with respect to this case.

9. All reports, writings and other documents which reflect the deponent's compensation in connection with this case.

10. All reports, writings and other documents, not otherwise produced, prepared by the deponent or by any other person at her direction, that reflect, refer to, or contain, any opinion of the deponent in connection with this case.

11. The deponent's entire file concerning treatment, diagnosis, evaluation, consultation, analysis, contact with Plaintiff Guillen-Gomez and/or her counsel, research, investigation and evaluation of the issues concerning the deponent's opinions and their bases.

12. All writings or documents reflecting communications between Plaintiff Guillen-Gomez's counsel and the deponent concerning this case.

13. A copy of the deponent's C.V. or other resume.

14. A copy of any and all relevant articles upon which the deponent has relied in formulating his opinions in this case.

15. A listing of any and all articles or publications authored in whole or in part by the deponent.

DATED: April 14, 2011

BALLARD ROSENBERG GOLPER & SAVITT, LLP

By: 
PHILIP L. REZNIK

Attorneys for Defendant
CITY OF BURBANK, including the Police Department
of the City of Burbank

PROOF OF SERVICE

I am a citizen of the United States, and am employed in the County of Los Angeles in the office of a member of the bar of this Court at whose directions this service was made. I am over the age of 18, and not a party to the within action. My business address is Ballard, Rosenberg, Golper & Savitt, 500 North Brand Boulevard, Twentieth Floor, Glendale, California 91203-9946.

On April 14, 2011, I served the foregoing document described as:
DEFENDANTS' NOTICE OF DEPOSITION OF PLAINTIFF'S DESIGNATED EXPERT OLIVER "LEE" DRUMMOND AND DEMAND FOR PRODUCTION OF DOCUMENTS AT DEPOSITION on the interested parties in this action, by placing a true copy thereof in a sealed envelope addressed as follows:

Solomon E. Gresen, Esq.
Steven V. Rheuban, Esq.
Law Offices of Rheuban & Gresen
15910 Ventura Boulevard, Suite 1610
Encino, CA 91436
Tel: (818) 815.2727
Fax: (818) 815-2737
seg@rglawyers.com

X

(BY ELECTRONIC MAIL) I sent the above-mentioned documents via electronic mail addressed as set forth above.

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(BY MAIL) and personally placing such envelope with postage fully prepaid for collection and mailing on the above-referenced date following the ordinary business practices of this office. I am readily familiar with our office's practice for collection and processing of correspondence for mailing with the United States Postal Service. In the ordinary course of business, correspondence, including said envelope, will be deposited with the United States Postal Service at Glendale on the above-referenced date.

I declare under penalty of perjury that the foregoing is true and correct under the laws of the State of California. Executed on April 14, 2011, at Glendale, California.


Leslie Rehers